GAZETTE EXTRAORDINARY

PUBLISHED BY AUTHORITY

Vol. VII. **No. 15.**

Trivandrum, Wednesday, 29th February 1956|17th Kumbham 1131.

NOTIFICATION

No. LA. 4-231|56.

The following Bill together with the Statement of Objects and Reasons and the Financial Memorandum attached to it, is published as ordered by the Speaker under Rule 73 of the Rules of Procedure and Conduct of Business in the Travancore-Cochin Legislative Assembly.

Legislature Secretariat,
Trivandrum,
29th February 1956.

V. KRISHNAMOORTHI,
Secretary,
Legislative Assembly.

THE TRAVANCORE-COCHIN PAYMENT OF SALARIES AND ALLOWANCES (AMENDMENT) BILL, 1956.

A Bill further to amend the Travancore-Cochin Payment of Salaries and Allowances Act, 1951.

Preamble. WHEREAS it is expedient further to amend the Travancore-Cochin Payment of Salaries and Allowances Act, 1951 (Act XIV of 1951), for the purposes hereinafter appearing;

Be it enacted in the Seventh Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Travancore-Cochin Payment of Salaries and Allowances (Amendment) Act, 1956.

(2) Section 4 of this Act shall be deemed to have come into force on the 1st day of April 1955 and the rest of this Act shall come into force at once.

2. *Amendment of Section 6, Act XIV of 1951.*—In Section 6 of the Travancore-Cochin Payment of Salaries and Allowances Act, 1951 (Act XIV of 1951), hereinafter referred to as the said Act, between the words "the Speaker" and "subject to", the words "throughout their terms of office and for a period of fifteen days immediately thereafter" shall be inserted.

3. *Amendment of Section 7, Act XIV of 1951.*—In Section 7 of the said Act,—

(1) to sub-section (1), the following proviso shall be added, namely:—

"Provided that where a Minister, while on tour, is allowed free board and lodging at the expense of the Government of India or the Government of any State, he shall be entitled, for the days on which he is allowed such free board and lodging, to draw only one-half of the daily allowance admissible to him at the station concerned.";

(2) to sub-section (2), the following proviso shall be added, namely:—

"Provided that where the Speaker, while on tour, is allowed free board and lodging at the expense of the Government of India or the Government of any State, he shall be entitled, for the days on which he is allowed such free board and lodging, to draw only one-half of the daily allowance admissible to him at the station concerned."

4. *Amendment of Schedule to Act XIV of 1951.*—In the Schedule to the said Act,—

(1) in item I, in clause (2), for the words "cost of one and a half first class railway fare", the words "cost of one first class railway fare plus two annas per mile" and for the words "actual plane fare plus half first class railway fare", the words "actual plane fare plus two annas per mile by the shortest rail route" shall be substituted;

(2) in item III, for the words "Double first class railway fare", the words "Cost of one first class railway fare plus two annas per mile" shall be substituted.

5. *Validation of payment of certain allowances.*—A Minister, the Speaker, the Deputy Speaker, or a Member of the Legislative Assembly entitled to receive travelling allowance in respect of any journey performed by him by a railway before the 1st day of April 1955, shall, notwithstanding the abolition of first class accommodation on such railway, be entitled and be deemed

always to have been entitled to receive travelling allowance in respect of such journey at the rates admissible to him in accordance with the law then in force, as if the first class accommodation had not been abolished on such railway and as if he had in fact travelled by first class and accordingly the payment of any travelling allowance to him in respect of such journey at the aforesaid rates shall be deemed to have been validly made and shall not be called in question by any authority on the ground only that the first class accommodation had been abolished on such railway and that he had not in fact travelled by first class.

STATEMENT OF OBJECTS AND REASONS.

According to the Travancore-Cochin Payment of Salaries and Allowances Act, the Ministers and the Speaker are entitled to residential accommodation for the term of their office and for fifteen days immediately thereafter. Similar concession in respect of conveyance is not available for the period of fifteen days immediately after they vacate office. It is considered necessary that the Ministers and the Speaker should be allowed the use of Government conveyance for fifteen days immediately after they relinguish office.

It is also proposed to lay down that the Ministers and the Speaker shall be entitled to draw only one-half the daily allowance admissible to them at the station concerned for the days on which they are treated as guests by the Government of India or the Government of any State.

As the Act now stands, the Ministers and the Speaker are entitled, while travelling by train, to travelling allowance at the rate of one and a half first class fare and the members of the Assembly at the rate of double first class fare. The excess over one first class fare is intended for meeting incidental expenses. Consequent on the reclassification of second class accommodation in the Railways as first class, with effect from 1st April 1955, the rate admissible for meeting incidental expenses became too low and accordingly it is proposed to revise the rate as two annas per mile and to give retrospective effect to the provision from the 1st April 1955.

Again during the financial year 1954-55 in certain instances even after the abolition of first class accommodation in some of the railways, for journeys performed by rail travelling allowances happened to be drawn at first class rates. It is considered necessary to validate the drawal of such travelling allowances at first class rates during the said period and to enable those who have short drawn travelling allowances to draw at the old rates as others.

The Bill seeks to give effect to the above proposals.

PANAMPILLY GOVINDA MENON.

FINANCIAL MEMORANDUM.

The Bill *inter alia* seeks to amend the Travancore-Cochin Payment of Salaries and Allowances Act for revising the T. A. admissible to the Ministers, the Speaker and the members of the Legislative Assembly as follows:—

Ministers and Speaker.

For journeys by train	Single first class fare plus 2 annas per mile.
For journeys by air	Actual plane fare plus 2 annas per mile by the shortest rail route.

Members.

For journeys by train	Single first class fare plus 2 annas per mile.

It is not possible to give an estimate of the actual additional expenditure that may have to be incurred on account of the revision of the rates, since it will depend upon the number of journeys to be performed by the Ministers, the Speaker and the Members every year. It is expected that the additional expenditure on this account per year might come to about Rs. 9,000.

There will also be some saving due to the provision that the Ministers and the Speaker will draw only one-half the D. A. to which they are entitled, when they are treated as guests by the Government of India or the Government of any State.

PRINTED AND PUBLISHED BY THE S. G. P. AT THE GOVERNMENT CENTRAL PRESS, TRIVANDRUM, 1956.